2013 Assembly Bill 726 (LRB -3931)

An Act to amend 961.14 (4) (t); and to create 961.38 (1n) of the statutes; relating to: providing that cannabidiol is not a tetrahydrocannabinol and dispensing cannabidiol as a treatment for a seizure disorder.

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ADOPTED DOCUMENTS	S:		202				
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Amendments to above (i	f none, write "NONI	E"): <u>AA 1 —</u>	a 1958/,				
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State of Wisconsin 2013 - 2014 LEGISLATURE



2013 ASSEMBLY BILL 726

February 4, 2014 – Introduced by Representatives Kahl, Krug, Kolste, Craig, Wachs, Sinicki, Bewley, Hintz, Zepnick, Berceau, Ringhand, Hebl, Pope, Zamarripa, Goyke, Ohnstad, Sargent, Riemer, C. Taylor and Bies, cosponsored by Senators Wirch, Lehman and Miller. Referred to Committee on Children and Families.

AN ACT to amend 961.14 (4) (t); and to create 961.38 (1n) of the statutes; relating to: providing that cannabidiol is not a tetrahydrocannabinol and dispensing cannabidiol as a treatment for a seizure disorder.

Analysis by the Legislative Reference Bureau

Under current law, a controlled substance is classified in one of five separate schedules. The classification is based on: 1) whether there is a currently accepted medical use for the drug; 2) the drug's potential for being abused; and 3) the nature of the dependence that use of the drug may produce. A Schedule I controlled substance, such as a tetrahydrocannabinol (THC), may not be dispensed, even with a prescription. This bill specifically provides that THC does not include cannabidiol (commonly known as CBD oil extract) in a form without a psychoactive effect if dispensed or documented by a practitioner. This bill also specifically allows CBD oil extract to be dispensed by a practitioner for the treatment of a seizure disorder and allows a practitioner to provide an individual with a letter or other documentation stating that the individual possesses CBD oil extract to treat a seizure disorder.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 961.14 (4) (t) of the statutes is amended to read:

ASSEMBLY BILL 726

1 961.14 (4) (t) Tetrahydrocannabinols, commonly known as "THC", in any form 2 including tetrahydrocannabinols contained in marijuana, obtained from marijuana, 3 or chemically synthesized, except that tetrahydrocannabinols do not include cannabidiol in a form without a psychoactive effect that is dispensed or documented INS. AA1-2 **SECTION 2.** 961.38 (1n) of the statutes is created to read: 961.38 (1n) A practitioned may dispense cannabidiol in a form without a psychoactive effect as a treatment for a seizure disorder or may provide an individual with a hard copy of a letter or other official documentation stating that the individual possesses cannabidiol to treat a seizure disorder if the cannabidiol is in a form 10 without a psychoactive effect. 11 12 (END)



State of Misconsin 2013-2014 LEGISLATURE

CORRECTIONS IN:

ASSEMBLY AMENDMENT 1, TO ASSEMBLY BILL 726

Prepared by the Legislative Reference Bureau (April 4, 2014)

In enrolling, the following correction was made:

1. Page 2, line 3: delete "a pharmacy" and substitute "pharmacy".

(END)

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State of Misconsin 2013 - 2014 LEGISLATURE



ASSEMBLY AMENDMENT 1, TO ASSEMBLY BILL 726

February 24, 2014 - Offered by Representative KAHL.

At the locations indicated, amend the bill as follows:

1. Page 2, line 5: after that line insert:

SECTION 1h. 961.34 of the statutes is renumbered 961.34 (1).

SECTION 1j. 961.34 (2) of the statutes is created to read:

961.34 (2) (a) Upon the request of any physician, the controlled substances board shall aid the physician in applying for and processing an investigational drug permit under 21 USC 355 (i) for cannabidiol as treatment for a seizure disorder. If the federal food and drug administration issues an investigational drug permit, the controlled substances board shall approve which pharmacies and physicians may dispense cannabidiol to patients.

(b) If cannabidiol is removed from the list of controlled substances, or if cannabidiol is determined not to be a controlled substance, under schedule I of 21 USC 812 (c), the controlled substances board shall approve which pharmacies and